

boundary adjustments to Executive Order Reservations other than an act of Congress.

In 1929, President Herbert Hoover, by an Executive Order, reduced the size of the Elim reservation by 50,000 acres. The land was deleted from the Reservation for the benefits of others and was not offered to be restored to the original Reservation when lands comprising the Reservation were made available to the Native inhabitants of Elim under section 19(b) of the Alaska Native Claims Settlement Act of 1971. The failure to replace these lands has been and continues to be a source of deep concern to the indigenous people of Elim and until this matter is dealt with equitably, it will continue to be a source of great frustration and sense of loss among the shareholders of Elim Native Corporation and their descendants.

This bill will give the Elim Native Corporation 2 years in which to select no more than 60,000 acres depicted on the map dated August 1, 1999, and entitled Land Withdrawal Elim Native Corporation Land Restoration. It also authorizes the Elim Native Corporation to select and receive title to 50,000 acres of lands within the boundary of the lands described on the map. The Secretary is further authorized and directed to receive and adjudicate a selection application by the Elim Native Corporation, and to convey the surface and subsurface estate in the selected lands to the Elim Native Corporation subject to rules, conditions and limitations outlined in this bill.

I am attaching copies of two letters (with my statement) from two individuals who support the restoration of 50,000 acres to the people of Elim. The first letter is from Mr. Donald C. Mitchell, Attorney at Law. Mr. Mitchell, over the course of 20 years, has worked on amendments to the Alaska Native Claims Settlement Act (ANCSA) and has written a book regarding the history of the ANCSA. The second letter is from Mr. Rick Steiner, Director of The Coastal Coalition, a highly respected conservation group in Alaska. Their letters simply state a brief outline of support for the restoration of 50,000 acres to the people of Elim.

Another provision of this bill would allow shareholder stock to be transferred to adopted Alaska Native children and to their descendants.

Another provision would amend the definition of a "settlement trust" under ANCSA.

This bill is the result of the work of the Alaska Federation of Natives, Elim Native Corporation and myself to restore 50,000 acres back to the Native peoples of Elim. The legislative language changes within the bill were revised with the technical assistance of the Department of the Interior.

DONALD C. MITCHELL,
ATTORNEY AT LAW,
Anchorage, AK, October 8, 1999.

Re: Section 7 of H.R. 3013 (Elim Native Corporation Amendment).

Hon. DON YOUNG,
Chairman, Committee on Resources, Longworth Building, House of Representatives, Washington, DC.

Hon. GEORGE MILLER,
Ranking Member, Committee on Resources, Longworth Building, House of Representatives, Washington, DC.

DEAR REPRESENTATIVES YOUNG and MILLER: On October 5, 1999 Mr. Young introduced, and the Committee on Resources was

referred, H.R. 3013, the Alaska Native Claims Technical Amendments of 1999.

In 1971 when it settled Alaska Native land claims by enacting the Alaska Native Claims Settlement Act (ANCSA) the 92d Congress determined that social and economic justice required that Alaska Natives who resided in a village located within the boundaries of a reservation that had been established for their benefit should be afforded an opportunity to select, and to be conveyed legal title to, all public land located within the reservation's boundaries.

The Inupiat residents of the village of Elim took advantage of that opportunity, and the Secretary of the Interior conveyed the Elim Native Corporation legal title to the public land located within the boundaries of the former Norton Bay Reservation, as those boundaries existed in 1971.

ANCSA was a milestone in the history of Congress's relations with Native Americans. But because it was by no means perfect, since 1971 subsequent Congresses have amended ANCSA on numerous occasions to provide Alaska Natives additional land selection opportunities when necessary to ensure that the Act achieves its objectives.

The most important of those objectives is to afford Alaska Natives social and economic justice regarding their ownership of public land they historically used and occupied.

As you know, from 1977 to 1994 I served as counsel to the Alaska Federation of Natives (AFN), which Alaska Natives organized in 1967 to lead the fight for a fair and just land claims settlement. In that capacity I over the years participated in developing a number of amendments to ANCSA that Congress enacted to ensure that the objective of affording Alaska Natives social and economic justice is achieved.

One of the most grievous cases of social and economic injustice of which I became aware during my tenure as AFN's counsel was the caprice with which representatives of the federal executive in 1929 diminished the land rights of the Inupiat residents of the village of Elim by adjusting the boundary of the Norton Bay Reservation without their knowledge or consent.

The facts regarding that situation are well-known and uncontroverted. During my tenure at AFN I and others on several occasions attempted to bring the Elim situation to Congress's attention, but we were no successful. As a consequence, I am delighted to find that section 7 of H.R. 3013 attempts to remedy the injustice that was inflicted on the Inupiat residents of Elim in 1929 when the boundary of the Norton Reservation was unfairly, and in my view unlawfully, modified. For that reason, I would respectfully, but strongly, urge you and other members of the Committee on Resources to favorably report section 7 of H.R. 3013 to the U.S. House of Representatives, either as part of H.R. 3013, or as a stand-alone bill.

Sincerely,

DON MITCHELL.

THE COASTAL COALITION,
Anchorage, AK, October 8, 1999.

Re: Elim Native Corporation Land Restoration proposal

Hon. DON YOUNG, Chairman,
Hon. GEORGE MILLER,
House of Representatives, Committee on Resources, Washington, DC.

DEAR GENTLEMEN, I just wanted to offer a few words in support of the proposal before your committee to return to the Elim Corporation 50,000 acres of land that had been deleted in 1929 by Executive Order.

It is my understanding from the history of this issue that the deletion by Executive Order from the Norton Bay Reservation was the result of a concerted effort by non-Natives to gain access to the area for commercial purposes such as fur farming, prospecting and mining. The deletion from the Reservation seemed to be yet another profound injustice perpetrated on Alaska Natives. Apparently, Elim people weren't even consulted regarding this deletion.

In my many years living in and working in northwest Alaska, I visited Elim several times, and they were always some of the kindest, most accommodating people I had the opportunity to work with. They certainly seem to care a great deal about their land and cultural heritage.

Before your committee is a remarkable opportunity to right this wrong, and I urge you to act upon this opportunity. The return of 50,000 acres of land to the Elim shareholders seems justified not just on moral and ethical grounds, but also on the grounds of conservation and protection of valuable fish and wildlife habitat. Particularly important is the habitat along the Tubuktoolik River and its watershed.

I would hope that a protective conservation easement or other protective covenant could be included with the transfer in order to secure sustainable protection of the area well into the future. This would not only protect the lands from potentially damaging commercial activities, but would also allow Elim to develop a truly sustainable economy in the region. As the lands are held at present, there are no such protections and the area could easily fall victim to short-term activities against the desires and sentiments of the Elim people.

Returning this land to the Elim people with protective covenants is a win-win scenario, as it provides ethical redress of some rather outrageous federal activity earlier this century, conservation of the region, and opportunity for the Elim people to rebuild a sustainable economy on their land.

Thanks for your attention to this very important issue.

Sincerely,

RICK STEINER,
Director, The Coastal Coalition.

SENATE COMMITTEE MEETINGS

Title IV of Senate Resolution 4, agreed to by the Senate on February 4, 1977, calls for establishment of a system for a computerized schedule of all meetings and hearings of Senate committees, subcommittees, joint committees, and committees of conference. This title requires all such committees to notify the Office of the Senate Daily Digest—designated by the Rules committee—of the time, place, and purpose of the meetings, when scheduled, and any cancellations or changes in the meetings as they occur.

As an additional procedure along with the computerization of this information, the Office of the Senate Daily Digest will prepare this information for printing in the Extensions of Remarks section of the CONGRESSIONAL RECORD on Monday and Wednesday of each week.

Meetings scheduled for Tuesday, October 19, 1999 may be found in the Daily Digest of today's RECORD.

MEETINGS SCHEDULED

OCTOBER 20

9 a.m.
 Judiciary
 To hold hearings on the Justice Department's role and the FALN. SD-226

9:30 a.m.
 Commerce, Science, and Transportation
 To hold hearings to examine the use of performance enhancing drugs in Olympic competition. SD-106

Indian Affairs
 To hold oversight hearings on the implementation of the Transportation Equity Act in the 21st Century, focusing on Indian reservation roads; to be followed by a business meeting on pending calendar business. SR-485

Rules and Administration
 To hold oversight hearings on the operations of the Architect of the Capitol. SR-301

Armed Services
 Emerging Threats and Capabilities Subcommittee
 To hold hearings on the efforts of the military services in implementing joint experimentation. SR-222

Energy and Natural Resources
 Business meeting to consider pending calendar business. SD-366

10 a.m.
 Finance
 Business meeting to mark up on the proposed Tax Extenders and the Balanced Budget Adjustments Act. SD-215

11:30 a.m.
 Conferees
 Meeting of conferees continued on H.R. 1000, to amend title 49, United States Code, to reauthorize programs of the Federal Aviation Administration. Room to be announced

2 p.m.
 Foreign Relations
 To hold hearings on extradition Treaty between the Government of the United States of America and the Government of the Republic of Korea (hereinafter referred to as "the Treaty"), signed at Washington on June 9, 1998 (Treaty Doc. 106-02). SD-419

2:30 p.m.
 Energy and Natural Resources
 Water and Power Subcommittee
 To hold hearings on S. 1167, to amend the Pacific Northwest Electric Power Planning and Conservation Act to provide for expanding the scope of the Independent Scientific Review Panel; S. 1694, to direct the Secretary of the Interior to conduct a study on the reclamation and reuse of water and wastewater in the State of Hawaii; S. 1612, to direct the Secretary of the Interior to convey certain irrigation project property to certain irrigation and reclamation districts in the State of Nebraska; S. 1474, providing conveyance of the Palmetto Bend project to the State of Texas; S. 1697, to authorize the Secretary of the Interior to refund certain collections received pursuant to the Reclamation Reform Act of 1982; S. 1178, to direct the Secretary of the Interior to convey certain parcels of land

acquired for the Blunt Reservoir and Pierre Canal features of the Oahe Irrigation Project, South Dakota, to the Commission of Schools and Public Lands of the State of South Dakota for the purpose of mitigating lost wildlife habitat, on the condition that the current preferential leaseholders shall have an option to purchase the parcels from the Commission; and S. 1723, to establish a program to authorize the Secretary of the Interior to plan, design, and construct facilities to mitigate impacts associated with irrigation system water diversions by local governmental entities in the Pacific Ocean drainage of the States of Oregon, Washington, Montana, and Idaho. SD-366

OCTOBER 21

9:30 a.m.
 Armed Services
 To resume hearings on the lessons learned from the military operations conducted as part of Operation Allied Force, and associated relief operations, with respect to Kosovo; to be followed by a closed hearing (SR-222). SD-106

10 a.m.
 Health, Education, Labor, and Pensions
 To hold hearings on the implementation of the Food and Drug Administration Modernization Act (P.L. 105-115). SD-430

Governmental Affairs
 To hold hearings on the nomination of John F. Walsh, of Connecticut, to be a Governor of the United States Postal Service; and the nomination of LeGree Sylvia Daniels, of Pennsylvania, to be a Governor of the United States Postal Service. SD-628

Judiciary
 Business meeting to consider pending calendar business. SD-226

10:30 a.m.
 Foreign Relations
 To hold hearings on convention (No. 182) Concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labor, adopted by the International Labor Conference at its 87th Session in Geneva on June 17, 1999 (Treaty Doc. 106-05). SD-419

2 p.m.
 Energy and Natural Resources
 National Parks, Historic Preservation, and Recreation Subcommittee
 To hold hearings on S. 1365, to amend the National Preservation Act of 1966 to extend the authorization for the Historic Preservation Fund and the Advisory Council on Historic Preservation; S. 1434, to amend the National Historic Preservation Act to reauthorize that Act; and H.R. 834, to extend the authorization for the National Historic Preservation Fund. SD-366

Judiciary
 Immigration Subcommittee
 To hold hearings to examine America's workforce needs in the 21st century. SD-226

2:30 p.m.
 Commerce, Science, and Transportation
 Science, Technology, and Space Subcommittee
 To hold hearings to examine issues dealing with the national technical information services. SR-253

OCTOBER 25

1 p.m.
 Small Business
 To hold hearings to examine the incidents of high-tech fraud on small businesses. SD-562

OCTOBER 26

9:30 a.m.
 Energy and Natural Resources
 To hold hearings on the interpretation and implementation plans of subsistence management regulations for public lands in Alaska. SD-366

2:30 p.m.
 Armed Services
 Readiness and Management Support Subcommittee
 To hold hearings on the Real Property Management Program and the maintenance of the historic homes and senior offices' quarters. SR-222

OCTOBER 27

9:30 a.m.
 Indian Affairs
 To hold hearings on proposed legislation authorizing funds for elementary and secondary education assistance, focusing on Indian educational programs; to be followed by a business meeting on pending calendar business. SR-285

Armed Services
 To hold hearings on the nomination of The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601: Gen. Joseph W. Ralston, 9172, To be General; the nomination of The following named officer for appointment as Vice Chairman of the Joint Chiefs of Staff and appointment to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., sections 601 and 154: Gen. Richard B. Myers, 7092, To be General; the nomination of The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601: Gen. Thomas A. Schwartz, 0711, To be General; and the nomination of The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601: Gen. Ralph E. Eberhart, 7375, To be General. SH-216

3 p.m.
 Foreign Relations
 To hold hearings on numerous tax treaties and protocol. SD-419

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NOVEMBER 4

9:30 a.m.

Indian Affairs

To hold joint hearings with the House Committee on Resources on S. 1586, to reduce the fractionated ownership of Indian Lands; and S. 1315, to permit the leasing of oil and gas rights on certain lands held in trust for the Navajo Nation or allotted to a member of the Navajo Nation, in any case in which there is consent from a specified percentage interest in the parcel of land under consideration for lease.

Room to be announced

EXTENSIONS OF REMARKS

CANCELLATIONS

OCTOBER 21

9:30 a.m.

Energy and Natural Resources

To hold oversight hearings on issues related to land withdrawals and potential National Monument designations using the Antiquities Act, or Federal Land Policy and Management Act.

SD-366

OCTOBER 26

9:30 a.m.

Energy and Natural Resources

To hold hearings on S. 882, to strengthen provisions in the Energy Policy Act of

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1992 and the Federal Nonnuclear Energy Research and Development Act of 1974 with respect to potential Climate Change.

SD-366

POSTPONEMENTS

OCTOBER 21

9:30 a.m.

Commerce, Science, and Transportation Aviation Subcommittee

To hold hearings on issues dealing with air traffic control delays.

SR-253